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FILED

APR 20 2017

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 UNITED STATES OF AMERICA,)	CASE NO. 17-CR-180 RS
)	
13 Plaintiff,)	STIPULATION AND
)	[PROPOSED] ORDER EXCLUDING TIME
14 v.)	UNDER THE SPEEDY TRIAL ACT
)	
15 ANTOINE FOWLER,)	
)	
16 Defendant.)	

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18 The parties appeared before the Court for an arraignment on April 20, 2017. The parties, with
19 the consent of the defendant, hereby stipulate as follows:

- 20 1. The defendant is currently out of custody.
- 21 2. The United States has provided and continues to provide the defendant with discovery
22 materials, and the defense requires additional time to review the discovery, to confer with
23 the defendant and the United States, and to prepare effectively.
- 24 3. There is good cause to exclude time under the Speedy Trial Act as the ends of justice
25 from such an exclusion outweigh the best interest of the public and the defendant in a
26 speedy trial. Specifically, such an exclusion provides defense counsel reasonable time
27 for effective preparation, taking into account due diligence. 18 U.S.C. § 3161(h)(7)(A)
28 and (h)(7)(B)(iv).

1 4. Based on the foregoing, the parties jointly and respectfully request that the Court issue
2 the proposed order excluding time under the Speedy Trial Act.
3

4 IT IS SO STIPULATED.

5
6 DATED: April 20, 2017


KENNETH HOWARD WINE
Counsel for Defendant

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9 BRIAN J. STRETCH
United States Attorney

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11
12 DATED: April 20, 2017


JEFFREY SHIH
Assistant United States Attorney

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18 **[PROPOSED] ORDER TO EXCLUDE TIME**

19 Based on the stipulation of the parties, the consent of the defendant, and on good cause shown,
20 the Court orders that the time period from the date of this Order, through and including the date set for
21 the status conference before the District Court on MAY 9, 2017, is excluded under the
22 Speedy Trial Act. The Court bases this exclusion of time and makes the findings as stipulated by the
23 parties above.

24 IT IS SO ORDERED.

25 Dated: April 20, 2017


HON. JOSEPH C. SPERO
United States Chief Magistrate Judge